## **APPENDIX H - PARKING**

## City of Cambridge Traffic, Parking and Transportation Department

Riverside Housing Units	& Group Q	uarters	
Census Data	1990	2000	2002
All Housing Units	3,647	3,877	
Occupied Housing Units	3,365	3,738	
Dormitory Residents	3,757	3,571	
Estimated Cars	2,653	<b></b> J	
District 7 Parking Passes			
Resident Permits - Total			2,009
- Households			1,972
Peabody Terrace			124
DeWolfe St. Housing			14
- Dormitory Residents			37
Vistor Passes			1,991
- Households			1,972
Peabody Terrace			129
DeWolfe St. Housing			12
- Dormitory Residents			19
Resident's Parking Census			
Total			3,000
- On Street			1,500
- Off Street			1,500

## Notes:

- 1.) The boundaries of District 7 are JFK Mt. Auburn Mass River Memorial Drive.
- 2.) "Dormitory Resident" permits are only the 3,323 students in the River Houses of Mather, Dunster, Leverett, Quincy, Winthrop, Lowell, Eliot and Kirkland.
- 3.) "Estimated cars" is based on the 1990 auto ownership information for Riverside.

<u>Citywide</u>	Riverside	
28%	37%	1235 units
52%	52%	1743 units
17%	9%	319 units
3%	2%	68 units
	28% 52% 17%	28% 37% 52% 52% 17% 9%

Units with no car 1,235 Units w/ 1 car - 1743 cars Units w/ 2 cars - 638 cars

Units w/ 3+ cars - 272 cars (assumed 4 cars per unit)

Total cars 2,653

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## CITY OF CAMBRIDGE

Office of the City Solicitor 795 Massachusetts Avenue Cambridge, Massachusetts 02139

April 5, 2002

Robert W. Healy
City Manager
City Hall
Cambridge, MA 02139

Re: Whether Harvard students residing in dormitories are eligible for resident parking permits

Dear Mr. Healy:

As you know, the Director of Traffic, Parking and Transportation, Susan Clippinger, has requested legal advice regarding the question of whether or not she has authority to deny resident parking permits to Harvard students residing in Harvard dormitories.

Under the present law a resident of Cambridge whose motor vehicle is registered in Massachusetts and principally garaged in Cambridge, is entitled to receive a resident parking sticker. The sticker allows a resident's motor vehicle to be parked in any posted residential area of the City. See St. 1961, c. 455, § 3(a), as amended by St. 1962, c. 786, § 7, St. 1972, c. 340, St. 1977, c. 239 and St. 1981, Chapters 166, 424 and 585.

The constitutionality of the Cambridge resident parking sticker program was upheld against a challenge by non-residents in *Commonwealth v. Petralia*, 372 Mass. 452 (1977).

In summary, a Harvard student (or a student at some other college or university) is entitled to receive a resident parking sticker if he or she is a Cambridge resident and his or her automobile is registered in Massachusetts and principally garaged in Cambridge. A full-time student would certainly be entitled to establish his or her domicil or residence in Cambridge while living in a college or university dormitory. Hershkoff v.Board of Registrars of Voters of Worcester, 366 Mass. 570 (1974). Many students living in dormitories have established their residency in Cambridge and are registered to vote here in local, state, and federal elections. Pursuant to the relevant statutes cited above, the student would also be required to demonstrate that their automobile is registered in Massachusetts and principally garaged in Cambridge. Applications for automobile

Telephone (617) 349-4121

Facsimile (617) 349-4134

TTY/TTD (617) 349-4242

insurance require identification of the locale within which the automobile is principally garaged, which affects, among other things, the cost of insurance for the vehicle.

Upon a demonstration of compliance with these statutory criteria, a student living in a dormitory is entitled to a resident parking permit in the same manner as any other resident of the city, and in my opinion, the Director of Traffic, Parking, and Transportation could not deny the permit.

Very truly yours,

Russell B. Higle City Solicitor

cc. Susan Clippinger, Director of Traffic, Parking, and Transportation